



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

APR 01 2005

William P. Wortman
Hedin E. Daubenspeck
Friends of Wortman for Congress
1612 E 6th Street
Tulsa, OK 74120

RE: MUR 5479
Friends of Wortman for Congress and Hedin E.
Daubenspeck, in his official capacity as treasurer
Wortman Central Air Conditioning Company

Dear Messrs. Wortman and Daubenspeck:

On March 9, 2005, the Federal Election Commission determined to take no action with respect to allegations that Friends of Wortman for Congress and Hedin E. Daubenspeck, in his official capacity as treasurer ("the Committee"), and the Wortman Central Air Conditioning Company violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended, but found reason to believe that the Committee violated 2 U.S.C. § 434(b) by failing to report as an in-kind contribution from the candidate the non-discounted portion of the rent for the use of Mr. Wortman's building. In addition, the Commission found reason to believe that the Committee violated 2 U.S.C. § 441d(a)(1) by failing to include a disclaimer on its website stating who had paid for the website. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file. These findings were based on information ascertained by the Commission in the normal course of carrying out its supervisory responsibilities. *See* 2 U.S.C. § 437g(a)(2). Copies of the dispositive General Counsel's Report and other documents are enclosed for your information.

The Commission reminds the Committee that failing to report in-kind contributions is a violation of 2 U.S.C. § 434(b), and that failing to include disclaimers on the Committee's website is a violation of 2 U.S.C. § 441d(a)(1). The Committee should take steps to ensure that the activity which was the subject of these reason to believe findings does not occur in the future.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003).

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If you have any questions, please contact Ruth Heilizer, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

General Counsel's Report dated March 4, 2005

Certification dated March 9, 2005

Memorandum to the Commission dated March 21, 2005

Corrected Certification dated March 23, 2005

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Washington DC 20463

THIS IS THE END OF MUR # 5479

DATE SCANNED 4/23/05

SCANNER NO. 1

SCAN OPERATOR SES

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